

# HOUSE BILL 452

L2

0lr1273

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By: **Washington County Delegation**

Introduced and read first time: January 29, 2010

Assigned to: Environmental Matters

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## A BILL ENTITLED

1 AN ACT concerning

2 **Washington County – Office of the County Attorney**

3 FOR the purpose of authorizing the County Commissioners of Washington County to  
4 employ one or more County Attorneys; requiring the salaries for a County  
5 Attorney to be set in the annual county budget; authorizing the County  
6 Commissioners to employ attorneys; authorizing the Office of the County  
7 Attorney to perform certain duties; authorizing the Office of the County  
8 Attorney, under certain circumstances, to hire temporarily special counsel to  
9 perform certain duties; repealing language made obsolete by this Act; and  
10 generally relating to legal services for the County Commissioners of Washington  
11 County.

12 BY adding to  
13 The Public Local Laws of Washington County  
14 Section 1–113  
15 Article 22 – The Public Local Laws of Maryland  
16 (2007 Edition and January 2009 Supplement, as amended)

17 BY repealing and reenacting, with amendments,  
18 The Public Local Laws of Washington County  
19 Section 1–204  
20 Article 22 – The Public Local Laws of Maryland  
21 (2007 Edition and January 2009 Supplement, as amended)

22 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF  
23 MARYLAND, That the Laws of Maryland read as follows:

24 **Article 22 – Washington County**

25 **1–113.**

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1           **(A) (1) THE COUNTY COMMISSIONERS MAY EMPLOY ONE OR MORE**  
2 **COUNTY ATTORNEYS TO ASSIST IN THE TRANSACTION OF PUBLIC BUSINESS.**

3           **(2) THE SALARY FOR A COUNTY ATTORNEY SHALL BE PROVIDED**  
4 **FOR IN THE BUDGET.**

5           **(B) A COUNTY ATTORNEY MAY BE EMPLOYED BY THE COUNTY**  
6 **COMMISSIONERS TO:**

7           **(1) ADVISE AND COUNSEL THE COUNTY COMMISSIONERS,**  
8 **COUNTY OFFICIALS, AND COUNTY STAFF IN CONDUCTING THE BUSINESS OF**  
9 **THE COUNTY;**

10           **(2) RENDER ANY LEGAL OPINIONS NECESSARY TO CONDUCT THE**  
11 **BUSINESS OF THE COUNTY;**

12           **(3) INSTITUTE, PROSECUTE, AND DEFEND LAWSUITS TO WHICH**  
13 **THE COUNTY MAY BE A PARTY; OR**

14           **(4) PERFORM ANY OTHER DUTIES AS PROVIDED BY LAW.**

15           **(C) THE OFFICE OF THE COUNTY ATTORNEY MAY EMPLOY**  
16 **TEMPORARILY SPECIAL LEGAL COUNSEL TO WORK ON PROBLEMS OF AN**  
17 **EXTRAORDINARY NATURE WHEN THE WORK TO BE DONE IS OF SUCH**  
18 **CHARACTER OR MAGNITUDE AS TO REQUIRE SERVICES IN ADDITION TO THOSE**  
19 **REGULARLY PROVIDED BY THE COUNTY ATTORNEY.**

20 1-204.

21           (a) The County Clerk shall receive an annual salary as provided in the  
22 budget.

23           (b) The County Commissioners may employ[:

24           (1) An] AN assistant to the County Clerk at an annual salary as  
25 provided in the budget]; and

26           (2) Attorneys for the County Commissioners at annual salaries as  
27 provided in the budget].

28           SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
29 October 1, 2010.